

FILED

UNITED STATES DISTRICT COURT

for the

Northern District of West Virginia

SEP 12 2019

U.S. DISTRICT COURT-WVND
WHEELING, WV 26003

JOHN WALTERS

Plaintiff

MICHAEL MARTIN, Warden, Huttonsville
Correctional Center

Defendant

Civil Action No. 5:17-CV-96

JUDGMENT IN A CIVIL ACTION

The court has ordered that (*check one*):

that the Magistrate Judge's Report and Recommendation is AFFIRMED and ADOPTED; that Respondent's motion for Summary Judgment is GRANTED; that Petitioner's Petition is Denied; that Petitioner's Objections are OVERRULED; that Respondent's Motion for withdrawal and termination of counsel is

☐ GRANTED; that Certificate of Appealability is DENIED; and that this civil action is DISMISSED WITH
other: PREJUDICE and STRICKEN from the active docket of this Court.

This action was (*check one*):

☐ decided by Judge FREDERICK P. STAMP, JR.

Date: 09/12/2019

Cheryl Dean Riley

CLERK OF COURT

S. O. Abraham, Deputy Clerk

S. O. Abraham
Signature of Clerk or Deputy Clerk